

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hassan, *et al.*
Assignee: Banner Pharmacaps, Inc.
Serial No.: 10/529,984
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Examiner: Ellis, S.
Art Unit: 1615

For: ENTERIC PREPARATIONS

Mail Stop Appeal Brief - Patents
Commissioner: for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attention: Board of Patent Appeals and Interferences

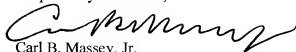
TRANSMITTAL LETTER
AMENDED APPEAL BRIEF UNDER 37 C.F.R. § 41.37

Sir:

This paper is submitted in response to the Notification of Non-Compliant Appeal Brief mailed November 9, 2009. Please replace the original appeal brief filed on October 19, 2009 with the Amended Appeal Brief submitted herewith. The accompanying Amended Appeal Brief corrects matters of form identified in the Notification of Non-Compliant Appeal Brief and as required by 37 C.F.R. § 41.37(c)(1). Certain references to particular Office Actions have also been completed to avoid any potential ambiguity, *i.e.*, mailing dates of the relevant Office Actions have been added to such citations.

No fees are believed due. However, if any fees are required in connection with this paper, the Commissioner is hereby authorized to charge the necessary fees to Deposit Account No. 09-0528.

Respectfully submitted,



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